

STEVEN G. KALAR
Federal Public Defender
VARELL L. FULLER
Assistant Federal Public Defender
160 West Santa Clara Street, Suite 575
San Jose, CA 95113
Telephone: (408) 291-7753

~~CONFIDENTIAL~~

Counsel for Defendant HERRERA-HERNANDEZ

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

| | | |
|------------------------------|---|-----------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 13-00356-DLJ |
| |) | |
| Plaintiff, |) | STIPULATION AND [] |
| |) | ORDER CONTINUING SENTENCING |
| vs. |) | HEARING STATUS DATE TO |
| |) | DECEMBER 12, 2013 |
| JOSE LUIS HERRERA-HERNANDEZ, |) | |
| |) | |
| Defendant. |) | |
| |) | |

STIPULATION

The parties, through their respective counsel, hereby stipulate and agree, subject to the Court's approval, that the sentencing hearing status date set in this matter for Thursday, November 14, 2013, at 9:00 a.m., be continued to Thursday, December 12, 2013 at 9:00 a.m.

Mr. Herrera-Hernandez has entered a plea pursuant to Rule 11(c)(1)(A) and 11(c)(1)(B) of the Federal Rule of Criminal procedure to two counts of possession with intent to distribute methamphetamine, in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B)(ii)(II), and possession with intent to distribute cocaine, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(B)(vii). A sentencing hearing status date is presently set in this matter for November 14, 2013. The parties respectfully request the aforementioned status date be continued to December 12, 2013, to permit the parties

1 additional time to prepare.

2
3 Dated: November 13, 2013

_____/s/_____
4 VARELL L. FULLER
5 Assistant Federal Public Defender

6 Dated: November 13, 2013


_____/s/_____
7 TIMOTHY J. LUCEY
8 Assistant United States Attorney

9 **[] ORDER**

10 GOOD CAUSE APPEARING, and by stipulation of the parties, it is HEREBY
11 ORDERED that the sentencing hearing status date set for Thursday, November 14, 2013, at 9:00
12 a.m., is continued to Thursday, December 14, 2013, at 9:00 a.m.

13 IT IS SO ORDERED.

14 Dated: ~~FFB~~ ~~FFH~~



15 THE HONORABLE D. LOWELL JENSEN
16 United States District Court Judge
17
18
19
20
21
22
23
24
25
26